

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
Oakland Venue

Petition for Warrant for Person Under Supervision

Person Under Supervision

Dustin Vaughn Dean Laster

Docket Number

0971 4:20CR00331-001 JSW

Name of Sentencing Judge: The Honorable Jeffrey S. White
Senior United States District Judge

Date of Original Sentence: July 6, 2021

Original Offense

Count One: Felon in Possession in Ammunition, 18 U.S.C. § 922(g)(1), a Class C Felony

Original Sentence: 36 months custody and three years imprisonment

Special Conditions: \$100 special assessment; vocational training; mental health treatment program; DNA collection; search; substance abuse treatment

Prior Form(s) 12:

On September 18, 2023, the Court took Judicial Notice of Mr. Laster submitting multiple urinalysis tests that yielded positive results for amphetamine, methamphetamine, and fentanyl.

Type of Supervision

Supervised Release

Date Supervision Commenced

June 2, 2023

Assistant U.S. Attorney

Noah Stern

Defense Counsel

Joyce Leavitt (Appointed)

Petitioning the Court for the issuance of a no bail warrant for the arrest of the person under supervision.

I, Grisel Gomez, a Probation Officer employed in the United States District Court for the Northern District of California, solemnly affirm and declare, under penalty of perjury, that to the best of my information and belief, the facts set forth in this affidavit are true and correct. The factual affirmations made below are based on my personal knowledge, on official records or documents generated and maintained by my agency in the course of performing its functions, on official records or documents generated and maintained by other government agents or agencies in the course of performing their functions, or on information provided to me orally or electronically by employees or agents of other public agencies (information developed or acquired in the course of performing official agency functions).

RE: Laster, Dustin Vaughn Dean
0971 4:20CR00331-001 JSW

2

<u>Charge Number</u>	<u>Violation</u>
One	<p>There is probable cause to believe that Dustin Laster violated standard condition number twelve that states, in part, he must not have access to a firearm, ammunition, destructive device or dangerous weapon.</p> <p>On September 9, 2023, Rohnert Park Department of Public Safety received a call from a victim stating Mr. Laster had taken her vehicle without her permission. Officers contacted Mr. Laster and his girlfriend Marquitta Padilla inside the victim's vehicle. A search was conducted, and officers found a loaded firearm with the serial number scratched off in a purse that was inside the vehicle. Ms. Padilla stated it was her purse and she was taken into custody for possession of a loaded firearm, among other charges relating to the firearm and possession of a controlled substance.</p> <p>Evidence to support this charge is Rohnert Park Department of Public Safety report #RP230003264.0</p>
Two	<p>There is probable cause to believe that Dustin Laster violated standard condition number nine that states, in part, he must not communicate or interact with any person he knows is engaged in criminal activity.</p> <p>On September 9, 2023, Mr. Laster was observed in a vehicle that had been reported stolen with Marquitta Padilla. Ms. Padilla was subsequently arrested for charges related to firearms possession and possession of a controlled substance.</p> <p>Evidence to support this charge is Rohnert Park Department of Public Safety report #RP230003264.0</p>
Three	<p>There is probable cause to believe that Dustin Laster violated standard condition number ten that states, in part, he must notify the probation officer within 72 hours if he is arrested or questioned by a law enforcement officer.</p> <p>Mr. Laster failed to inform U.S. Probation about the above-mentioned law enforcement contact he had on September 9, 2023, within the 72 hours.</p>

RE: Laster, Dustin Vaughn Dean
0971 4:20CR00331-001 JSW

3

Four There is probable cause to believe that Dustin Laster violated mandatory condition number one that states, in part, he must not commit another federal, state, or local crime.

On September 26, 2023, U.S. Probation was notified by Hercules Police Department that Mr. Laster is a suspect in a case they are investigating. The victim in this case is the same victim from Charge One. On September 18, 2023, officers with Hercules Police Department were dispatched to the victim's residence. She reported that earlier that day Mr. Laster and his girlfriend arrived at her house in a vehicle, and he began to threaten her. She reported Mr. Laster began to pull a firearm from his waistline, but he did not get out of the vehicle or point the firearm at her. She began to call the police and Mr. Laster left the residence.

Evidence to support this charge is Hercules Police Department criminal report #H23-955.

Five There is probable cause to believe that Dustin Laster violated mandatory condition number three that states, in part, he must refrain from any unlawful use of a controlled substance.

On September 11, 2023, Mr. Laster submitted a urinalysis test that upon return from the lab yielded positive results for fentanyl. Evidence to support this is Abbott Drug Test Report with Specimen ID number B04906323.

Based on the foregoing, there is probable cause to believe that Dustin Vaughn Dean Laster violated the conditions of his Supervised Release. Therefore, I ask the Court to issue a no bail warrant for his arrest.

Respectfully submitted,

Reviewed by:

Griselda Gomez
U.S. Probation Officer
Date Signed: September 29, 2023

Alton P. Dural Jr.
Supervisory U.S. Probation Officer

Having considered the information set forth above, the court finds there is probable cause to believe there has been a violation of the conditions of supervision and orders:

- ☒ The issuance of a no bail warrant AND ORDER THAT THIS FORM BE FILED UNDER SEAL, AND NO PUBLIC RECORD OF WARRANT ISSUANCE BE MADE.

RE: Laster, Dustin Vaughn Dean
0971 4:20CR00331-001 JSW

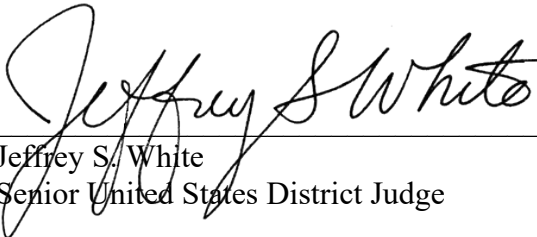
4

THE FORM SHALL BE UNSEALED AND BE PART OF THE PUBLIC RECORD
UPON ITS EXECUTION.

☐ Other:

September 29, 2023

Date



Jeffrey S. White
Senior United States District Judge

RE: Laster, Dustin Vaughn Dean
0971 4:20CR00331-001 JSW

5

APPENDIX

Grade of Violations: A [USSG § 7B1.1(a)(1)(A)(i)(iii), p.s.]

Criminal History at time of sentencing: IV

	Statutory Provisions	Guideline Provisions
Custody:	2 years 18 U.S.C. § 3583(e)(3)	24-30 months USSG § 7B1.4(a), p.s.
Supervised Release:	3 years less any term of imprisonment 18 U.S.C. § 3583(h)	1-3 years less any term of imprisonment 18 U.S.C. § 3583(h)
Probation:	Not Applicable	Not Applicable